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In re Application of
MCCRINK, et al.
Application No.: 10/519,910
PCT No.: PCT/US02/20888
Int. Filing Date: 01 July 2002
Priority Date: 29 June 2001
Attorney Docket No.: 4800-0004US
For: SEAM-WELDED AIR HARDENABLE
STEEL TUBING

COMMUNICATION AND
NOTICE OF
ABANDONMENT

This application is before the Office of PCT Legal Administration for issues arising under 35 U.S.C. 371.

BACKGROUND

On 01 July 2002, applicant filed international application PCT/US02/20888 which claimed priority to a previous application filed 29 June 2001. Pursuant to 37 CFR 1.495, the deadline for submitting payment of the U.S. Basic National fee was to expire at midnight on 29 December 2003.

On 30 December 2004, applicant filed a transmittal letter for entry into the national stage in the United States, which was accompanied by the requisite basic national fee as required by 35 U.S.C. 371(c)(1).

On 06 May 2005, applicant was mailed a "Notification of Missing Requirements" (Form PCT/DO/EO/905) indicating that an executed oath or declaration of the inventors was required, as well as, payment of the \$65.00 surcharge for providing an executed oath or declaration later than thirty months from the earliest claimed priority date. Applicant was afforded two months to file a proper response.

DISCUSSION

A review of the application file finds that applicant failed to provide payment of the full, U.S. Basic National fee prior to the expiration of thirty months from the claimed priority date, and therefore, this application is **ABANDONED** as to the National Stage in the United States. Applicant may wish to file a petition to revive pursuant to 37 CFR 1.137 (a) or 37 CFR 1.137 (b).

CONCLUSION

This application is **ABANDONED** as to the National Stage in the United States.

The "Notification of Missing Requirements" (Form PCT/DO/EO/905) mailed 06 May 2005 is hereby **VACATED**.

This application is being forwarded to the United States Designated/Elected Office (DO/EO/US) for mailing of a "Notification of Abandonment" (Form PCT/DO/EO/909).

Any further correspondence with respect to this matter should be directed to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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